



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Bruce Robert MASSEY,

Defendant.

Magistrate Case No.: '07 MJ 88 03

COMPLAINT FOR VIOLATION OF

21 U.S.C. § 952 and 960

Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

That on or about September 20, 2007, within the Southern District of California, defendant Bruce Robert MASSEY, did knowingly and intentionally import approximately 76.94 kilograms (169.27 pounds) of Marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Hugo A. Leon
Special Agent Hugo Leon
Immigration and Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, September 21, 2007.

Peter C. Lewis
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Bruce Robert MASSEY

4 STATEMENT OF FACTS

5 This complaint is based on the personal observations, investigation, and information
6 furnished to U.S. Immigration and Customs Enforcement Special Agent Hugo Leon.

7 On September 20, 2007, at approximately 1607 hours, Customs and Border Protection
8 (CBP) Officer Edmonds was assigned to the primary lanes of the Calexico, California East Port
9 of Entry when a white GMC utility truck bearing California license plates 5X22927, approached
10 for entry into the United States.

11 CBP Officer J. Edmonds encountered the driver, sole occupant and registered owner of
12 the vehicle, Bruce Robert MASSEY. CBP Officer J. Edmonds received a negative Customs
13 declaration from MASSEY. CBP Officer J. Edmonds noticed that MASSEY was very nervous
14 as his voice began to crack and he began to twist his hands. CBP Officer J. Edmonds referred
15 MASSEY to the Vehicle Secondary Lot for further examination.

16 In the Vehicle Secondary Lot, CBP Canine Enforcement Officer B. Pyburn utilized his
17 Narcotic-Human Detector Dog (NHDD). NHDD alerted to the rear bed area of the utility truck.
18 CBP Officer S. Lopez was notified of the alert and assumed responsibility of the utility truck.
19 During CBP Officer S. Lopez's inspection he discovered several cellophane wrapped packages
20 concealed in a false bed compartment. CBP Officer S. Lopez probed one of the packages
21 producing a green, leafy, organic substance, which field-tested positive for the indication of
22 marijuana. A total of twelve (12) packages were removed from the false bed compartment. The
23 total weight of the packages was approximately 76.94 kilograms (169.27 pounds).

24 MASSEY was advised of his Constitutional rights per Miranda. MASSEY stated to
25 Special Agent Leon that he understood his rights and was willing to make a statement without an
26 attorney present. MASSEY admitted to knowledge of the marijuana found concealed in the
27 utility truck and was to be paid \$600.00 if successful in crossing the utility truck into Calexico,
28 California.
29